

***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicants: Perry A. FREY and Frank J.  
RUZICKA

Title: METHOD FOR PRODUCING L-  
 $\beta$ -LYSINE

Appl. No.: 09/847,010

Filing Date: 05/01/2001

Examiner: Richard G. Hutson

Art Unit: 1652

Conf. No.: 5359

**AMENDMENT UNDER 37 C.F.R. §1.116**

Mail Stop Amendment  
Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Sir:

This communication is responsive to the office communication dated May 11, 2007, concerning the above-referenced patent application. The three-month shortened statutory period for response to the communication was set to expire on August 11, 2007, which was a Saturday. Therefore, the period for response is automatically extended to August 13, 2007. Accordingly, Applicants believe that this response is timely filed.

Should any additional fee be due, the Patent Office is hereby authorized to charge such fees to deposit account No. 19-0741. Should no separate, or an incorrect, petition for an extension of time accompany this communication, Applicants hereby petition for such extension under 37 C.F.R. §1.136 to make submission of the papers submitted herewith timely and authorize payment of any such extensions fees to Deposit Account No. 19-0741.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 3 of this document.

**Remarks/Arguments** begin on page 6 of this document.

Please amend the application as follows: